

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JONATHAN I. GEHRICH, ROBERT LUND,
COREY GOLDSTEIN, PAUL STEMPLE and
CARRIE COUSER, individually and on behalf
of all others similarly situated,

Plaintiffs,

v.

CHASE BANK USA, N.A., and JPMORGAN
CHASE BANK, N.A.,

Defendants.

NO. 1:12-CV-5510

Honorable Gary Feinerman

**CLASS COUNSEL'S MOTION FOR AN AWARD OF FEES AND APPROVAL OF
SERVICE AWARDS IN CONNECTION WITH THE SETTLEMENT**

Class Counsel respectfully request that the Court enter an order granting their request for an award of fees and costs in the amount of \$9,507,603, which amounts to one-third of the \$34,000,000 settlement fund after the \$1,000,000 Dedicated Cy Pres Distribution and notice and claims administration expenses of approximately \$4,477,191 are deducted. Class Counsel further request that the Court approve service awards for the five class representatives in the amount of \$1,500 each (\$7,500 total). In further support of this motion, Class Counsel state:

1. This is a Telephone Consumer Protection Act, 47 USC 227 case, alleging improper calls and text messages to cell phones.
2. The parties reached a settlement of this matter that created a \$34,000,000 non-reversionary settlement fund.
3. The Court preliminarily approved the settlement.

4. Class Counsel is entitled to be awarded a reasonable percentage of the settlement fund to compensate them for their services and for the out-of-pocket expenses they incurred litigating and settling this action.

5. Class Counsel's request of one-third of the settlement fund after notice expenses and the Dedicated *Cy Pres* Distribution are deducted is reasonable and complies with the Seventh Circuit's recent decisions in *Redman v. RadioShack Corp.*, 768 F.3d 622, 630 (7th Cir. 2014) and *Pearson v. NBTY, Inc.*, 772 F.3d 778, 781 (7th Cir. 2014).

6. Class Counsel's request for modest service awards for the class representatives is reasonable and in line with other service awards granted by courts in this district.

7. Class Counsel respectfully submit a memorandum in further support of this motion, which sets forth the factual and legal bases for Class Counsel's requests in detail.

WHEREFORE, Class Counsel respectfully request that the Court grant their motion and enter an order awarding them \$9,507,603 in fees and costs and awarding the class representatives \$1,500 each (\$7,500 total).

RESPECTFULLY SUBMITTED AND DATED this 14th day of August, 2015.

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CERTIFICATE OF SERVICE

I, Beth E. Terrell, hereby certify:

1. On August 14, 2015, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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2. I further certify that on August 14, 2015, I mailed by United States Postal Service the foregoing to the following non CM/ECF participants:

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